

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

Jan 09, 2017

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

RYAN LOVELADY and LACY L.  
LOVELADY,

Plaintiffs,

v.

GARY WILL d/b/a WILL LOGGING  
AND CONSTRUCTION; and  
CASCADE AND COLUMBIA RIVER  
RAILROAD COMPANY,

Defendants.

No. 2:15-CV-0221-SMJ

**ORDER GRANTING  
DEFENDANT'S MOTION FOR  
PROTECTIVE ORDER**

Before the Court, without oral argument, is Defendant Cascade and Columbia River Railroad Company's (CCRRC) Motion for Protective Order, ECF No. 41. CCRRC asserts that on Friday, January 6, 2017, it was served with notice of a Rule 30(b)(6) deposition set for Tuesday, January 10, 2017, and that it will not be able to adequately prepare a witness to provide testimony by that time. ECF No. 41 at 2-3. CCRRC requests that the court enter a protective order directing the Rule 30(b)(6) deposition be continued a minimum of 21 days. It is apparent that CCRRC did not receive timely adequate notice of the Rule 30(b)(6) deposition set for Tuesday, January 10, 2017. The Court makes no finding concerning the fault of any

1 party for this lack of notice. However, because neither party will be well served by  
2 CCRRC being unprepared for a deposition, the Court grant's CCRRC's motion.  
3 The parties shall confer and agree upon a mutually convenient time and place to  
4 conduct the deposition a minimum of 21 days from today's date. The parties are  
5 directed to communicate with one another and avoid involving the court in disputes  
6 such as this in the future.

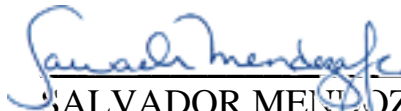
7 Accordingly, **IT IS HEREBY ORDERED:**

8 **1.** Defendant's Motion for Protective Order, **ECF No. 41**, is **GRANTED**.

9 **2.** The Rule 30(b)(6) deposition of defendant Columbia River Railroad  
10 Company shall be continued to a date mutually convenient to the  
11 parties and not sooner than Friday, January 20, 2017.

12 **IT IS SO ORDERED.** The Clerk's Office is directed to enter this Order and  
13 provide copies to all counsel.

14 **DATED** this 9th day of January 2017.

15   
16 SALVADOR MENDOZA, JR.  
17 United States District Judge  
18  
19  
20